



U.S. Department
of Transportation

**Research and
Special Programs
Administration**

August 13, 2002

John A. Volpe
National Transportation
Systems Center

SDMS Document ID



2002630

Kendall Square
Cambridge, Massachusetts 02142

Raintree Nursery
Mel & Lerah Parker
P.O. Box 609
Libby, MT 59923

Subject: Oversight of Rainy Creek Restoration and Re-vegetation Efforts

Dear Mr. Parker,

The purpose of this correspondence is to summarize the Government's implementation and oversight of the restoration of Rainy Creek and the re-vegetation of your property. First, the Government will conduct these efforts in accordance with plans and specifications approved by you. These plans and specifications will be implemented via a contract between the Government and a contractor. The current plan has MARCOR Environmental Inc as the selected contractor to implement the plans and specifications. At this time, we do not know if MARCOR Environmental Inc is going to utilize subcontractors to assist with the Rainy Creek restoration and re-vegetation efforts. Regardless of who performs the work, the work will be conducted in accordance with the plans and specifications approved by you.

The preliminary for review design drawings for the installation of step pools and reconstruction of the Rainy Creek banks were provided to you on July 10, 2002. The design approach and construction techniques were discussed in detail with you in a conference call on August 7, 2002. We received your consultant's written comments on the design drawings on the afternoon of August 13, 2002. We will review the comments and will follow-up with you as soon as possible. The Government will not begin any construction work until all of the comments have been discussed and a final design is completed by the Government and subsequently approved by you. Please note that this design review cycle may have an impact on the overall schedule for completion of Rainy Creek restoration.

Oversight of Rainy Creek restoration will be conducted by CDM under contract to the Volpe Center. CDM will have an experienced hydrologist, or an individual with similar skills and abilities, at your property to insure that the creek is restored according to the plans and specifications. Oversight of re-vegetation efforts will be conducted by CDM under contract to the Volpe Center. CDM will have an individual on your property with the skills and abilities required to insure that re-vegetation efforts are conducted according to the plans and specifications.

If you have any questions regarding this correspondence, please contact me at 617-494-2574.

Sincerely,

John McGuiggin, PE
Project Manager

Cc: Mr. Paul Peronard, EPA OSC
Ms. Julie Borgesi, US DOT Environmental Engineer
Mr. Timothy Wall, CDM Deputy Program Manager
Mr. Peter Borowiec, PE, CDM Task Manager
Mr. David Schroeder, CDM Task Manager
File/Correspondence

Volpe National Transportation Systems Center
55 Broadway
Kendall Square
Cambridge, MA 02142

ENVIRONMENTAL ENGINEERING DIVISION, DTS-33
FAX COVER SHEET

Cover & 0 Pages
From: John McGarry

DATE: 8/13/02
To: Mr. Farhan

COMMENTS:

Mr,
I received your fax and it will be provided to Julie Burgess & staff
Burgess, yes, all we design issues are
work out.
I've covered out.

Mr, we did have an on-site visit
this spring which resulted in the
design didn't have your statement that
we hydrologists to the work. When
the work happens I will have that
oversight in place.



TRANSMISSION VERIFICATION REPORT

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U.S. Department
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**Research and
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August 14, 2002

Raintree Nursery
Mel & Lerah Parker
P.O. Box 609
Libby, MT 59923

John A. Volpe
National Transportation
Systems Center

Kendall Square
Cambridge, Massachusetts 02142

OPTIONAL FORM 99 (7-90)

FAX TRANSMITTAL

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To <i>Mel Parker</i>	From <i>John McGuiggin</i>
Dept./Agency	Phone # <i>617 494 2574</i>
Fax # <i>406 893 9705</i>	Fax # <i>617 494 2789</i>

NSN 7540-01-317-7368

5099-101

GENERAL SERVICES ADMINISTRATION

Subject: August 14th Mel Parker Correspondence/Comments re: Rainy Creek Restoration/Re-vegetation

Dear Mr. Parker,

Late in the day on August 14, 2002, I received your correspondence regarding Rainy Creek Restoration and Re-vegetation efforts. I have provided the information to EPA Region 8 as well as the engineers assisting with the restoration plans for your property. The Government will provide a coordinated response to you as soon as practicable. With respect the re-vegetation plan, our sequence of events for completion of this design and associated discussions with you is as follows:

- Friday July 5, 2002 - Rainy Creek/Kootenai River Bank Restoration design received by Volpe.
- Monday July 8th - Courtney Zamora brought the design out to Libby with her on to hand deliver to Mel Parker. Since Mel Parker was in Canada, we delivered the design to him when he returned on Wednesday July 10th.
- Week of July 22nd – John McGuiggin, Peter Borowiec and Julie Borgesi were in Libby and met with Mel Parker and walked the site and briefly discussed the design. Peter mentioned he had a little concern over the watering with the sprinkler system and the long-term maintenance. He said he would have to take a closer look at those items.
- August 8th - Teleconference with Mel Parker where John McGuiggin and Julie Borgesi told Mel that we needed his comments from his consultants as soon as possible in order to finalize the design. We also told him that he should provide his comments without receipt of a revised design since the only revisions we had were going to be minor; related to the watering with the sprinkler system and the maintenance period. Mel Parker stated that he did not have his comments yet but expected them shortly.
- August 13th - Volpe received Mel Parker's comments from WCI and his fax stated that he was still awaiting further comments from "other experts who don't see eye to eye with CDM". This may relate to Mel Parker's riparian expert and is further reason for waiting for all comments prior to finalizing the design.

As with the Rainy Creek Restoration Plan, we will hold off on all contract and construction related activities for re-vegetation until we work out all design issues with you and we receive

your approval. If you have any questions regarding this correspondence, please contact me at 617-494-2574.

Sincerely,

A handwritten signature in black ink, appearing to read 'J. McGuiggin', with a long horizontal flourish extending to the right.

John McGuiggin, PE
Project Manager

Cc: Mr. Paul Peronard, EPA OSC
Ms. Julie Borgesi, US DOT Environmental Engineer
Mr. Timothy Wall, CDM Deputy Program Manager
Mr. Peter Borowiec, PE, CDM Task Manager
Mr. David Schroeder, CDM Task Manager
File/Correspondence

Volpe National Transportation Systems Center
55 Broadway
Kendall Square
Cambridge, MA 02142

ENVIRONMENTAL ENGINEERING DIVISION, DTS-33
FAX COVER SHEET

DATE: 8/14/02

To: Mel P.

Cover & 2 Pages

From: John M.

COMMENTS:

Letter, as promised.

[Signature]

TRANSMISSION VERIFICATION REPORT

TIME : 08/14/2002 11:10

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PAGE(S)
RESULT
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08/14 11:09
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TRANSMISSION VERIFICATION REPORT

TIME : 08/14/2002 15:09

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
MODE

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